

United States Court  
Southern District of Texas  
FILED

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF TEXAS  
(Corpus Christi)

JUN 25 2009

Clerk of Court

MIGEL A. FLORES  
Plaintiff,

v.

U.S. DEPT. OF JUSTICE  
DRUG ENFORCEMENT ADMIN.  
Defendant.

Civil Case No:

Judge \_\_\_\_\_

COMPLAINT UNDER THE  
FREEDOM OF INFORMATION AND PRIVACY ACTS

COMES NOW, Migel A. Flores, Plaintiff, pro se, and state the following as his cause of action:

JURISDICTIONAL STATEMENT

1. This cause of action arises under the provisions of the Freedom of Information and Privacy Acts, 5 USC and 5 USC(a), and this Court has jurisdiction and venue in this matter by virtue of the provisions of 5 USC 552(a)(4)(B).
2. The Plaintiff was sentenced in the United States District Court and presently resides in Beaumont, Texas.
3. On or about July 7, 2004, the United States Drug Enforcement Administration prepared a report of investigation concerning the Plaintiff, which was ordered by the Court.
4. The Defendant is a Department of the Executive Branch of the United States Government and has among its constituent agencies, the United States Drug Enforcement Administration, herein also named as a defendant.
5. The United States Drug Enforcement Administration is an agency within the meaning of the term "agency" as that term is used in the Freedom of Information and Privacy Act.

COUNT I

1. The allegations contained in paragraph 1 through 5 of the jurisdictional statement are incorporated herein as though fully set forth herein.
2. The United States Drug Enforcement prepares and maintains a system of records pertaining to report of investigation on offenders who are investigated by the United States Drug Enforcement Administration.
3. On May 18, 2009, the Plaintiff did make a request in writing for his report of investigation within the system of records maintained by the said United States Drug Enforcement Administration.
4. The United States Drug Enforcement Administration did fail, refused, and neglect to comply with the Plaintiff's request.
5. On June 17, 2009, the Plaintiff elected to treat the failure of the United States Drug Enforcement Administration to respond to the Plaintiff's request as a denial of his request and did not file an appeal because he did not receive any previous notice of his request.
6. The Plaintiff brings this civil action for the purpose of compelling the Defendant to disclose to the Plaintiff his entire report of investigation as maintained within its system of records of the United States Drug Enforcement Administration which was specified in the Plaintiff's FOIA/PA request which was received by the United States Drug Enforcement Administration together with any other records pertinent to the said request.

**WHEREFORE,** the Plaintiff prays an Order of the Court directing the Defendants to disclose to the Plaintiff all of the Plaintiff's report of investigation as maintained in its system of records in the offices of the United States Drug Enforcement

Administration that are respective to the Plaintiff's request of May 18, 2009, together with costs of this action and an allowance for reasonable attorney's fees, and for such other and further relief as to the Court shall seem just and proper in the premises.

Respectfully submitted this 22nd. day of June, 2009.

**ATTESTATION**  
**FOIA COMPLAINT**

UNITED STATES DISTRICT COURT       )  
UNITED STATES OF AMERICA       )       ss.  
SOUTHERN DISTRICT OF TEXAS       )

COMES NOW, Miguel Angel Flores, Plaintiff, pro se, in the above entitled cause of action, and upon his oath does depose and state that the allegations contained in the foregoing complaint are true and correct according to his best knowledge, information and belief, and that he does so state under the pains and penalties of perjury.



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Miguel Angel Flores, Plaintiff, pro se,  
FCC Beaumont-Low Unit SB  
P.O. BOX 26020  
Beaumont, TX 77720-6020

June 18, 2009

Clerk of  
United States District Court  
Southern District of Texas  
1133 North Shoreline, RM. 208  
Corpus Christi, TX 78401

Dear Clerk:

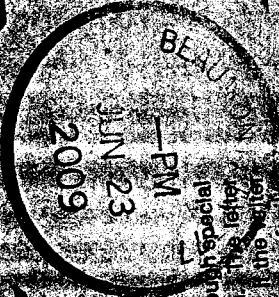
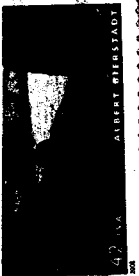
Enclose you will find the following documents: Complaint Under the Freedom of Information and Privacy Acts, Attestation FOIA Complaint, and Affidavit of Poverty. Please file and return a copy back.

A handwritten signature in black ink, appearing to be 'Miguel A. Flores', is written above a horizontal line.

Migel A. Flores #40909-179



Beaumont, TX 77705



DATE 6-23-09

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This letter was processed through special mailing procedures for forwarding to you. The letter has neither been opened nor inspected. This letter raises a question of probate over which this facility has jurisdiction. You may wish to return the material to the sender. If you do not wish to return the material, please advise the sender. If you do not wish to return the material, please advise the sender. If you do not wish to return the material, please advise the sender.

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